

Practitioner's Docket No. 412479 [as amended]

PATENT

IN THE UNITED STATES PATENT OFFICE

In re application of: Robinson, Arthur E.

Application No.: 10/648,576

Group No.: Unknown

Filed: 26 August 2003

Examiner: Unknown

For: **WEARABLE BUDDY AUDIO SYSTEM**

**Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

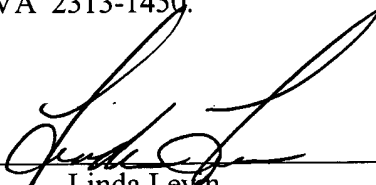
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Date of Deposit: 16 September 2003

I hereby state that the following *attached* papers

1. Transmittal Form SB-21 (1 page);
2. Information Disclosure Statement (1 page);
3. Substitute for Form 1449A/PTO, modified (2 pages)
4. Copies of 38 cited references;
5. Certificate of Mailing (1 page), and
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are being deposited with the United States Postal Service as First Class mail under 37 CFR 1.8, on the date indicated above and in an envelope, with sufficient postage, addressed to: Commissioner for Patents, P.O.Box 1450, Alexandria, VA 2313-1450.


Linda Levin

SEP 22 2003

PTO/SB/21 (05-03)

Approved for use through 04/30/2003. OMB 0651-0031

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**TRANSMITTAL
FORM***(to be used for all correspondence after initial filing)*

TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	10/648,576	
	Filing Date	26 August 2003	
	First Named Inventor	Arthur E. Robinson	
	Art Unit	Unknown	
	Examiner Name	Unknown	
Total Number of Pages in This Submission	5 + 38 references	Attorney Docket Number	412479 [as amended]

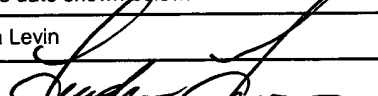
ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Copies of 38 cited references; Certificate of Mailing, and Return Postcard		
<table border="1"><tr><td>Remarks</td><td></td></tr></table>			Remarks	
Remarks				

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

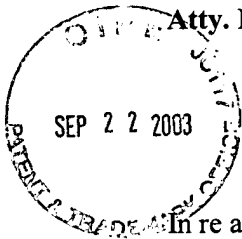
Firm or Individual name	Neil Arney, Reg. No. 41,589
Signature	
Date	9/15/03

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Arthur E. Robinson
 Application No.: 10/648,576
 Filed: 26 August 2003
 Group No.: Unknown
 Examiner: Unknown

For: **WEARABLE BUDDY AUDIO SYSTEM**

CERTIFICATE OF MAILING UNDER 37 CFR § 1.8

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 Linda Levin
 Date: 9/16/03

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 P.O. Box 1450
 Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT TRANSMITTAL
FILED UNDER 37 C.F.R. § 1.97(B)

Pursuant to 37 C.F.R. §§ 1.56, 1.97(b) and 1.98, Applicant hereby submits an Information Disclosure Statement Form PTO-1449 (modified) along with copies of all references cited therein.

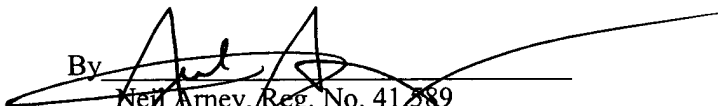
Applicant submits that the cited references, taken alone or in combination, neither anticipate nor render obvious the present invention. The submission of this IDS is not an admission of prior art. Rather, this IDS fulfills Applicants' duty of disclosure of patents and publications related to the invention pursuant to MPEP 2004: "(T)he question of relevancy in close cases, should be left to the examiner and not the applicant." Consideration of the foregoing in relation to this application is respectfully requested.

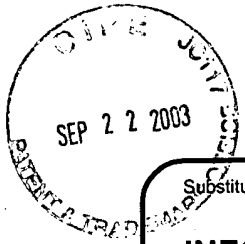
Applicant believes no fees are currently due. However, should any additional fees be required in connection with the filing of this Information Disclosure Statement, the Commissioner is hereby authorized to charge said fees to Deposit Account No. 12-0600.

Respectfully submitted,

Date: 9/15/03

By


 Neil Arney, Reg. No. 41,589
 LATHROP & GAGE L.C.
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Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 1 of 2

Complete if Known

Application Number	10/648,576
Filing Date	26 August 2003
First Named Inventor	Arthur E. Robinson
Art Unit	Unknown
Examiner Name	Unknown
Attorney Docket Number	412479

U.S. PATENT DOCUMENTS

Examiner Initials *	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code ² (if known)			
	1	US- 5,771,441	06/23/1998	Altstatt	
	2	US-5,721,783	02/24/1998	Anderson	
	3	US-6,122,383	09/19/2000	Berge	
	4	US- 5,617,477	04/01/1997	Boyden	
	5	US- 5,680,465	10/21/1997	Boyden	
	6	US- 5,815,579	09/29/1998	Boyden	
	7	US- 5,953,434	09/04/1999	Boyden	
	8	US- 6,301,367	10/09/2001	Boyden et al.	
	9	US- 5,864,626	01/26/1999	Braun et al.	
	10	US- 6,337,913	01/08/2002	Chang	
	11	US- 5,602,669	02/11/1997	Chaki	
	12	US- 5,375,174	12/20/1994	Denenberg	
	13	US- 6,104,816	08/15/2000	Downs, Jr. et al.	
	14	US- 6,256,303	07/03/2001	Drakoulis et al.	
	15	US- 5,483,367	01/09/1996	Han	
	16	US- 5,960,090	09/28/1999	Harrison et al.	
	17	US- 6,118,882	09/12/2000	Haynes	
	18	US- 4,689,822	08/25/1987	Houng	
	19	US- 4,685,133	08/04/1987	Iggulden	
	20	US- D439,574	03/27/2001	Katayama	
	21	US- 6,278,786	08/21/2001	McIntosh	
	22	US- 6,212,282	04/03/2001	Mershon	
	23	US- 6,028,885	02/22/2000	Minarik et al.	
	24	US- 6,233,343	05/15/2001	Muranami et al.	

FOREIGN PATENT DOCUMENTS

Examiner Initials *	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ - Number ⁴ - Kind Code ⁵ (if known)				

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SignatureDate
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This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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SEP 22 2003

PTO/SB/08a (08-03)

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**INFORMATION DISCLOSURE
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Sheet 2

of 2

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First Named Inventor	Arthur E. Robinson
Art Unit	Unknown
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		Number - Kind Code ² (if known)			
	25	US-5,557,653	09/17/1996	Paterson et al.	
	26	US- 6,252,970	06/26/2001	Poon et al.	
	27	US- 6,078,672	06/20/2000	Saunders et al.	
	28	US -5,812,678	09/22/1998	Scalise et al.	
	29	US- 5,673,323	09/30/1997	Schotz et al.	
	30	US- 5,581,617	12/03/1996	Schotz et al.	
	31	US- 5,946,343	08/31/1999	Schotz et al.	
	32	US- 6,091,832	07/18/2000	Shurman et al.	
	33	US- 6,311,155	10/30/2001	Vaudrey et al.	
	34	US- 5,606,743	02/25/1997	Vogt et al.	
	35	US- 5,715,323	02/03/1998	Walker	
	36	US- 6,263,085	07/17/2001	Weffer	
	37	US- 5,988,812	11/23/1999	Wingate	
	38	US- D453,015	01/22/2002	Yuyama	
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Examiner Initials *	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ - Number ⁴ - Kind Code ⁵ (if known)				

Examiner
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Considered

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